



93RD GENERAL ASSEMBLY

State of Illinois

2003 and 2004

Introduced 2/6/2004, by Tom Cross

SYNOPSIS AS INTRODUCED:

15 ILCS 20/50-5

was 15 ILCS 20/38

Amends the State Budget Law of the Civil Administrative Code of Illinois. Makes a technical change in a Section concerning the Governor's submission of the State budget.

LRB093 19246 SJM 44981 b

1 AN ACT concerning the State budget.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The State Budget Law of the Civil Administrative
5 Code of Illinois is amended by changing Section 50-5 as
6 follows:

7 (15 ILCS 20/50-5) (was 15 ILCS 20/38)

8 Sec. 50-5. Governor to submit State budget. The Governor of
9 Illinois shall, as soon as possible and not later than the
10 second Wednesday in April in 2003 and the third Wednesday in
11 February of each year beginning in 2004, submit a State budget,
12 embracing therein the amounts recommended by the Governor to be
13 appropriated to the respective departments, offices, and
14 institutions, and for all other public purposes, the estimated
15 revenues from taxation, the estimated revenues from sources
16 other than taxation, and an estimate of the amount required to
17 be raised by taxation. The amounts recommended by the Governor
18 for appropriation to the respective departments, offices and
19 institutions shall be formulated according to the various
20 functions and activities for which the respective department,
21 office or institution of the State government (including the
22 elective officers in the executive department and including the
23 University of Illinois and the judicial department) is
24 responsible. The amounts relating to particular functions and
25 activities shall be further formulated in accordance with the
26 object classification specified in Section 13 of the State
27 Finance Act.

28 The Governor shall not propose expenditures and the General
29 Assembly shall not enact appropriations that exceed the
30 resources estimated to be available, as provided in this
31 Section.

32 For the purposes of Article VIII, Section 2 of the 1970

1 Illinois Constitution, the State budget for the following funds
2 shall be prepared on the basis of revenue and expenditure
3 measurement concepts that are in concert with generally
4 accepted accounting principles for governments:

- 5 (1) General Revenue Fund.
- 6 (2) Common School Fund.
- 7 (3) Educational Assistance Fund.
- 8 (4) Road Fund.
- 9 (5) Motor Fuel Tax Fund.
- 10 (6) Agricultural Premium Fund.

11 These funds shall be known as the "budgeted funds". The
12 revenue estimates used in the State budget for the budgeted
13 funds shall include the estimated beginning fund balance, plus
14 revenues estimated to be received during the budgeted year,
15 plus the estimated receipts due the State as of June 30 of the
16 budgeted year that are expected to be collected during the
17 lapse period following the budgeted year, minus the receipts
18 collected during the first 2 months of the budgeted year that
19 became due to the State in the year before the budgeted year.
20 Revenues shall also include estimated federal reimbursements
21 associated with the recognition of Section 25 of the State
22 Finance Act liabilities. For any budgeted fund for which
23 current year revenues are anticipated to exceed expenditures,
24 the surplus shall be considered to be a resource available for
25 expenditure in the budgeted fiscal year.

26 Expenditure estimates for the budgeted funds included in
27 the State budget shall include the costs to be incurred by the
28 State for the budgeted year, to be paid in the next fiscal
29 year, excluding costs paid in the budgeted year which were
30 carried over from the prior year, where the payment is
31 authorized by Section 25 of the State Finance Act. For any
32 budgeted fund for which expenditures are expected to exceed
33 revenues in the current fiscal year, the deficit shall be
34 considered as a use of funds in the budgeted fiscal year.

35 Revenues and expenditures shall also include transfers
36 between funds that are based on revenues received or costs

1 incurred during the budget year.

2 By March 15 of each year, the Economic and Fiscal
3 Commission shall prepare revenue and fund transfer estimates in
4 accordance with the requirements of this Section and report
5 those estimates to the General Assembly and the Governor.

6 For all funds other than the budgeted funds, the proposed
7 expenditures shall not exceed funds estimated to be available
8 for the fiscal year as shown in the budget. Appropriation for a
9 fiscal year shall not exceed funds estimated by the General
10 Assembly to be available during that year.

11 (Source: P.A. 93-1, eff. 2-6-03.)